1	State of New Hampshire Banking Department
2	In re the Matter of: ) Case No.: 07-130
3	State of New Hampshire Banking ) Order to Show Cause
4	Department,
5	) Consent Order Petitioner,
6	and )
7	Safeguard Mortgage LLC,
8	Respondent )
9	)
10	CONSENT ORDER
11	I. For purposes of settling the above-referenced matter, among other
12	things, the New Hampshire Banking Department (hereinafter referred to
13	as "the Department") and Respondent Safeguard Mortgage LLC (hereinafter referred to as "Respondent"), do hereby enter this Agreement and
	stipulate to the following:
14	1. Respondent was licensed to conduct mortgage brokering in New
15	Hampshire by the Department during 2006.
16	2. The Department and Respondent agree that Respondent was subject
17	to certain reporting requirements as a result of such licensure.
18	3. The Respondent admits it failed to submit an annual report for
19	2006.
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21	II. For purposes of amicably resolving and closing the above-referenced
22	matters the Respondent agrees to the following terms and conditions and the
22	Department accepts the same:
23	1. The Respondent agrees that it has voluntarily entered into this
24	Agreement without reliance upon any discussions between the
25	Department and Respondent, without promise of a benefit of any kind (other than concessions contained in this Agreement), and without
	threats, force, intimidation, or coercion of any kind. The

Respondent further acknowledges its understanding of the nature of the offenses stated above, including the penalties provided by law.

- 2. The Respondent agrees to waive any and all rights to a hearing and appeal thereof.
- 3. The Respondent agrees that it will not deny the factual basis for this Agreement to which it has stipulated above and will not give conflicting statements about such facts or its involvement in the stipulated facts.
- 4. The Respondent agrees that all terms of this Agreement are contractual and none is a mere recital.
- 5. The Respondent agrees it is subject to an administrative penalty of \$2,500.00.
- 6. The Department agrees to waive \$1,250.00 of said penalty on receipt of Respondents compliance with its further agreements herein.
- 7. The remaining \$1,250.00 fine is to be paid in two equal monthly installments with the first payment to be made within 30 days of this agreement's execution by the Commissioner.
- 8. Respondent submitted the 2006 annual report on December 13, 2007 which generated the maximum statutory penalty of \$2,500.00.

  Respondent agrees to pay said statutory penalty upon receipt of an invoice.
- 9. The Respondent acknowledges that failure to make payment as agreed above will result in imposition of the suspended fine, further administrative fines, and possible criminal liability.

This Agreement represents the complete and final resolution of, and discharge of any basis for any civil or administrative proceeding by the Department against the Respondent for violations arising as a result of or in connection with any actions or omissions by the Respondents through the date of this Order as it applies to the allegations of the Staff Petition in this cause; provided, however, this release does not apply to facts not known by the Department or not otherwise provided by the Respondents to the Department as of the date of this Order nor to actions for Restitution under RSA 383:10-d. The Department expressly reserves its right to pursue any administrative or civil action or remedy available to it should the Respondent breach this Agreement or in the future violate the Act or rules and orders promulgated thereunder.

1	WHEREFORE, based on the foregoing, we have set our hands to this Agreement,
2	with it taking effect upon the signature of Peter C. Hildreth, Bank
3	Commissioner.
4	Recommended this 31st day of <u>January</u> , 2008 by
5	/S/
6	James Shepard, Staff Attorney, Banking Department
7	Executed this <u>28th</u> day of <u>January</u> , 2008 by
8	
9	Robert DePasquale, as representative for Respondent.
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11	SO ORDERED,
12	Entered this <u>31st</u> day of <u>January</u> , 2008.
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14	/S/ Peter C. Hildreth,
15	Bank Commissioner
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